

**MEDICAL LICENSING BOARD OF INDIANA
INDIANA GOVERNMENT CENTER SOUTH
302 WEST WASHINGTON STREET
CONFERENCE CENTER ROOM C
INDIANAPOLIS, INDIANA 46204**

MINUTES OF DECEMBER 4, 2008

Stephen Huddleston, J.D., President called the meeting to order at 9:35 a.m. and declared a quorum in accordance with IC 25-22.5.

Members Present: Stephen Huddleston, J.D., Consumer
Member, President
Robert Allen, M.D.
Thomas Akre, D.O., Secretary
Donald Vennekotter, M.D.
Navin Barot, M.D., Vice President
Worthe Holt, Jr., M.D.
(arrived at 9:45 a.m.)

Members Absent: Bharat Barai, M.D.

Staff Present: Kristen Kelley, Board Director
Professional Licensing Agency
Jody Edens, Assistant Board Director
Professional Licensing Agency
James Schmidt, Deputy Attorney General
Office of the Attorney General

The Board voted to adopt the agenda and addendum as amended.

Participating Board Members: Stephen Huddleston, J.D., Thomas Akre, D.O., Donald Vennekotter, M.D., Robert Allen, M.D., Navin Barot, M.D.

Allen/Barot, 5/0/0
Motion carries

The Board voted to adopt the minutes of the October 23, 2008 meeting.

Participating Board Members: Stephen Huddleston, J.D., Thomas Akre, D.O., Donald Vennekotter, M.D., Robert Allen, M.D., Navin Barot, M.D.

Akre/Allen, 5/0/0
Motion carries

ADMINISTRATIVE HEARINGS

Jennifer Lynn Wilson, M.D., License No. 01063111A, Cause No. 2008 MLB 0032

Respondent did appear in person and was represented by Ronald Wilson regarding a Proposed Settlement Agreement scheduled before the Board. The State of Indiana was represented by Thomas McGee, Deputy Attorney General and the court reporter sworn in for this matter was Sherri Rutledge with Rutledge Independent Reporting.

Participating Board Members: Stephen Huddleston, J.D., Donald Vennekotter, M.D., Robert Allen, M.D., Thomas Akre, D.O., Navin Barot, M.D., Worthe Holt Jr., M.D.

An agreement between the Respondent, her counsel and the Attorney General's Office was presented to the Board. The agreement included LETTER OF REPRIMAND, 21 hour course at Vanderbilt on prescribing, 6 hours of CE in Ethics and \$1,000 fine.

After reviewing the agreement and taking official notice of its file in this matter the Board moved to APPROVE the agreement.

Barot/Huddleston, 2/3/1, with Mr. Huddleston, Dr's Akre & Vennekotter objecting
And Dr Holt abstaining
Motion failed

After further discussion, the Board moved to TABLE this matter.

CONSENSUS
Motion carries

William Link, M.D., License No. 01016617A, Cause No. 2008 MLB 0017

Respondent did appear in person and was represented by James T. Roberts regarding a Proposed Settlement Agreement scheduled before the Board. The State of Indiana was represented by Thomas McGee, Deputy Attorney General and the court reporter sworn in for this matter was Sherri Rutledge with Rutledge Independent Reporting.

Participating Board Members: Stephen Huddleston, J.D., Donald Vennekotter, M.D., Robert Allen, M.D., Thomas Akre, D.O., Navin Barot, M.D., Worthe Holt Jr., M.D.

An agreement between the Respondent, his counsel and the Attorney General's Office was presented to the Board. The agreement included a LETTER OF REPRIMAND and VOLUNTARY AND PERMANENTLY SURRENDER HIS CONTROLLED SUBSTANCE REGISTRATION.

After reviewing the agreement and taking official notice of its file in this matter the Board moved to ACCEPT the agreement.

Holt/Akre, 5/0/1, with Dr. Allen abstaining
Motion carries

Steven J. Svabek, D.O., License No. 02002210A, Cause No. 2008 MLB 0029

Respondent did appear in person and was represented by David Jose regarding a Proposed Settlement agreement scheduled before the Board. The State of Indiana was represented by Thomas McGee, Deputy Attorney General and the court reporter sworn in for this matter was Sherri Rutledge, with Rutledge Independent Reporting.

Participating Board Members: Stephen Huddleston, J.D., Donald Vennekotter, M.D., Robert Allen, M.D., Thomas Akre, D.O., Navin Barot, M.D., Worthe Holt Jr., M.D.

An agreement between the Respondent, his counsel and the Attorney General's Office was presented to the Board. The agreement included a FINE of \$500.00.

After reviewing the agreement and taking official notice of its file in this matter the Board moved to ACCEPT the agreement.

Vennekotter/Holt, 4/0/2, with Mr. Huddleston and Dr. Allen abstaining
Motion carries

Glenna Joanne Trockman, M.D., License No. 01036500A, Cause No. 95 MLB 0054

Respondent did appear in person and was not represented by counsel regarding a Request to Reinstate (continued from October 2008) scheduled before the Board. The State of Indiana was represented by Thomas McGee, Deputy Attorney General and the court reporter sworn in for this matter was Sherri Rutledge with Rutledge Independent Reporting.

Participating Board Members: Stephen Huddleston, J.D., Donald Vennekotter, M.D., Robert Allen, M.D., Thomas Akre, D.O., Navin Barot, M.D., Worthe Holt Jr., M.D.

This hearing was continued from the October 2008 meeting in order for Dr. Trockman to devise a plan with Jeffrey Travers, M.D., Ph.D.

Dr. Travers submitted the following information to be considered as Dr. Trockman's plan of action:

- Dr. Trockman has been an observer in our IU Department of Dermatology outpatient clinics for at least two (2) months and for the past month has been coming for three (3) full-days per week. During the three (3) days she is with us, she spends time in adult and pediatric dermatology clinics. She is also observing skin surgeries and laser procedures. She is also attending our twice monthly grand rounds which are approved for two (2) hours of category I CME credit.
- Dr. Trockman accompanied our dermatology residents to a "hands-on" session using skin injectable fillers hosted by Dr. William Beeson. I am also planning a skin surgery session for her along with our dermatology residents using porcine tissue to allow her to demonstrate her ability to perform cutaneous surgery procedures. Dr. Trockman will also be taking the dermatology recertification exams offered in May, 2009.
- Dr. Trockman also spends two (2) days per week in the private office of Dr. Alexander Zemtosov, who has a part-time appointment in our Department. In sessions with Dr. Zemtosov, Dr. Trockman observes clinic and procedures and reads dermatopathology slides.
- Dr. Travers further stated "I have consulted the current program requirements for graduate medical education in dermatology and recertification requirements by the American Board of Dermatology, and recent literature on this area. It is in my opinion that our plan for Dr. Trockman, which we anticipate will be for at least six months total, exceeds criteria used to define whether a practitioner can return to medical practice. Based upon my positive experiences with her to date, it is my firm belief that she will be an outstanding dermatology practitioner."

After having considered the evidence presented and taking official notice of its file in this matter the Board moved to GRANT REINSTATEMENT on INDEFINITE PROBATION with terms and conditions.

Holt/Akre, 6/0/0

Motion carries

Riley J. Snook, M.D., License No. 01053264A, Cause No. 2006 MLB 0024

Respondent did appear in person and was not represented by counsel regarding a Request to Modify the Order of Probation scheduled before the Board. The State of Indiana was represented by Elizabeth Kiefner-Crawford, Deputy Attorney General and the court reporter sworn in for this matter was Sherri Rutledge with Rutledge Independent Reporting.

Participating Board Members: Stephen Huddleston, J.D., Donald Vennekotter, M.D., Robert Allen, M.D., Thomas Akre, D.O., Navin Barot, M.D., Worthe Holt Jr., M.D.

Dr. Snook is requesting that paragraph 6D be changed from Monthly Supervisory Reports to Quarterly Supervisory Reports.

He is compliant with his ISMA contract and he completed his one (1) year criminal probation.

After having considered the evidence presented and taking official notice of its file in this matter the Board moved to APPROVE the MODIFICATION.

Akre/Allen, 5/0/1 with Dr. Barot abstaining
Motion carries

Adolfo P. Hernandez, M.D., License No. 01052677A, Cause No. 2008 MLB 0013

Respondent did not appear in person and was not represented by counsel regarding a Renewal of Summary Suspension scheduled before the Board. The State of Indiana was represented by Elizabeth Kiefner-Crawford, Deputy Attorney General and the court reporter sworn in for this matter was Sherri Rutledge with Rutledge Independent Reporting.

Participating Board Members: Stephen Huddleston, J.D., Donald Vennekotter, M.D., Robert Allen, M.D., Thomas Akre, D.O., Navin Barot, M.D., Worthe Holt Jr., M.D.

The Respondent has been sentenced to 72 months in Federal Prison.

After having considered the evidence presented and taking official notice of its file in this matter the Board moved to RENEW the SUMMARY SUSPENSION for a period of ninety (90) days.

Akre/Holt, 6/0/0
Motion carries

Abdul Naeem Naushad, M.D., License No. 01056377A, Cause No. 2006 MLB 0036

Respondent did not appear in person and was not represented by counsel regarding a Proposed Settlement Agreement scheduled before the Board. The State of Indiana was represented by Elizabeth Kiefner-Crawford, Deputy Attorney General and the court reporter sworn in for this matter was Sherri Rutledge with Rutledge Independent Reporting.

Participating Board Members: Stephen Huddleston, J.D., Donald Vennekotter, M.D., Robert Allen, M.D., Thomas Akre, D.O., Navin Barot, M.D., Worthe Holt Jr., M.D.

After reviewing the agreement and taking official notice of its file in this matter the Board moved to TABLE this matter until the January 2009 meeting.

Akre/Allen, 6/0/0
Motion carries

Kevin John Ronan, M.D., License No. 01051528A, Cause No. 2008 MLB 0034

Respondent did not appear in person and was not represented by counsel regarding a Disciplinary Hearing scheduled before the Board. The State of Indiana was represented by Elizabeth Kiefner-Crawford, Deputy Attorney General and the court reporter sworn in for this matter was Sherri Rutledge with Rutledge Independent Reporting.

Participating Board Members: Stephen Huddleston, J.D., Donald Vennekotter, M.D., Robert Allen, M.D., Thomas Akre, D.O., Navin Barot, M.D., Worthe Holt Jr., M.D.

The Respondent is currently confined in a Naval Brig out east.

After having considered the evidence presented and taking official notice of its file in this matter the Board moved to issue a NOTICE OF PROPOSED DEFAULT.

Holt/Allen, 6/0/0
Motion carries

Paul Chao Ling Su, M.D., License No. 01032342A, Cause No. 2008 MLB 0031

Respondent did not appear in person and was not represented by counsel regarding a Proposed Settlement Agreement scheduled before the Board. The State of Indiana was represented by Thomas McGee, Deputy Attorney General and the court reporter sworn in for this matter was Sherri Rutledge with Rutledge Independent Reporting.

Participating Board Members: Stephen Huddleston, J.D., Donald Vennekotter, M.D., Robert Allen, M.D., Thomas Akre, D.O., Navin Barot, M.D., Worthe Holt Jr., M.D.

After reviewing the agreement and taking official notice of its file in this matter the Board moved to TABLE this matter.

Allen/Vennekotter, 6/0/0
Motion carries

Raymond Eugene Warren, M.D., License No. 01060320A, Cause No. 2008 MLB 0028

Respondent did not appear in person and was not represented by counsel regarding a Proposed Settlement Agreement scheduled before the Board. The State of Indiana was represented by Elizabeth Kiefner-Crawford, Deputy Attorney General and the court reporter sworn in for this matter was Sherri Rutledge with Rutledge Independent Reporting.

Participating Board Members: Stephen Huddleston, J.D., Donald Vennekotter, M.D., Robert Allen, M.D., Thomas Akre, D.O., Navin Barot, M.D., Worthe Holt Jr., M.D.

The Respondent is unable to attend his hearing as he is unable to travel due to a terminal illness.

An agreement between the Respondent and the Attorney General's Office was presented to the Board. The agreement included a LETTER OF REPRIMAND and a FINE OF \$1,000.

After reviewing the agreement and taking official notice of its file in this matter the Board moved to ACCEPT the agreement.

Holt/Barot, 6/0/0
Motion carries

Claude Hartman, M.D., License No. 01022761A, Cause No. 2008 MLB 0012

Respondent did appear in person and was not represented by counsel regarding a Proposed Settlement Agreement scheduled before the Board. The State of Indiana was represented by Elizabeth Kiefner-Crawford, Deputy Attorney General and the court reporter sworn in for this matter was Sherri Rutledge with Rutledge Independent Reporting.

Participating Board Members: Stephen Huddleston, J.D., Donald Vennekotter, M.D., Robert Allen, M.D., Thomas Akre, D.O., Navin Barot, M.D., Worthe Holt Jr., M.D.

An agreement between the Respondent and the Attorney General's Office was presented to the Board. The agreement included a FINE of \$250.00.

After reviewing the agreement and taking its file into consideration the Board moved to ACCEPT the agreement.

Allen/Vennekotter, 6/0/0
Motion carries

**Rodney Alan Dempsey, SHAD, License No. 40002279A, Cause No. 2007
MLB 0022**

Respondent did not appear in person and was not represented by counsel regarding a Notice of Proposed Default scheduled before the Board. The State of Indiana was represented by Heather Kennedy, Deputy Attorney General and the court reporter sworn in for this matter was Sherri Rutledge with Rutledge Independent Reporting.

Participating Board Members: Stephen Huddleston, J.D., Donald Vennekotter, M.D., Robert Allen, M.D., Thomas Akre, D.O., Navin Barot, M.D., Worthe Holt Jr., M.D.

After having considered the evidence presented and taking official notice of its file in this matter the Board moved to hold the Respondent's license in DEFAULT.

Allen/Holt, 6/0/0
Motion carries

The Board further moved to REVOKE the Respondent's student hearing aid dealer certificate.

Allen/Vennekotter, 6/0/0
Motion carries

PERSONAL APPEARANCES

INITIAL/RENEWAL APPLICANTS

The following appeared before the full Board for their scheduled personal appearances and were sworn in under oath.

Stephen Edstrom, M.D. – Dr. Edstrom appeared before the Board regarding a positive response on his initial application for licensure and was not represented by counsel.

Participating Board Members: Stephen Huddleston, J.D., Donald Vennekotter, M.D., Robert Allen, M.D., Thomas Akre, D.O., Navin Barot, M.D., Worthe Holt Jr., M.D.

Candace Backer, ISMA Impaired Physician's Program was sworn in as a witness for this matter. Ms. Backer testified that she has reviewed all of Dr. Edstrom's records and he does not need to be monitored by ISMA. She stated he is being monitored very well by the United States Air Force.

After discussion the Board moved to APPROVE Dr. Edstrom for licensure.

Holt/Allen, 6/0/0
Motion carries

Mohammad Abuel-Haija, M.D. – Dr. Abuel-Haija appeared before the Board regarding a positive response on his initial application for licensure and was represented by John Ittenback.

Participating Board Members: Stephen Huddleston, J.D., Donald Vennekotter, M.D., Robert Allen, M.D., Thomas Akre, D.O., Navin Barot, M.D., Worthe Holt Jr., M.D.

In October, the Board tabled this matter in order for Dr. Abuel-Haija to obtain additional information for the Board to review. The Board requested a copy of his application and acceptance letter from IUSOM and a current evaluation from his psychologist.

Dr. Abuel-Haija submitted the additional information to the Board for their review.

After discussion the Board moved to APPROVE Dr. Abuel-Haija for licensure.

Akre/Barot, 6/0/0
Motion carries

Raghunandan Motaganahalli, M.D. – Dr. Motaganahalli appeared before the Board requesting a waiver of the 10 year USMLE rule. Dr. Michael Dalsing, M.D., Professor of Surgery, Director of Vascular Surgery at Indiana University School of Medicine appeared on behalf of Dr. Motaganahalli.

Participating Board Members: Stephen Huddleston, J.D., Donald Vennekotter, M.D., Robert Allen, M.D., Thomas Akre, D.O., Navin Barot, M.D., Worthe Holt Jr., M.D.

Dr. Motaganahalli and Dr. Dalsing presented the following information to show his exceptional qualifications:

- Scored well above the national average in the Vascular Surgery in Training exams
- Board Certified in Surgery
- Completed several Residencies/Fellowships abroad that included the following:
 - *Residency & Fellowship in India
 - *Fellowship of Royal College of Surgeons of Edinburgh, United Kingdom
 - *Awarded the German Surgical Society's visiting fellowship traveling scholarship.
 - *Completed the visiting Fellowship at the University of Dusseldorf – Augusta Hospital and University Medical Center in Magdeburg Germany
 - *Completed surgical training & Senior Lecturer at Beaumont Hospital – Royal College Of Surgeons in Dublin Ireland

*Completed visiting Fellowship at the prestigious University of Buenos Aires at the Instituto Cardiovasculare de Buenos Aires in Argentina

- Completed a two year US Residency in Missouri
- Licensed in three States; Missouri, Kentucky and New Hampshire
- Worked with Leaders in the field of Vascular & Endovascular Surgery in the US, Germany, Ireland & Buenos Aires. He possesses extensive training experience in Minimally Invasive Vascular & Endovascular surgery skills which makes him unique Physician to work within the Section of Vascular Surgery at Indiana University.
- Will provide Medical Services to indigent patients. He will work for Indiana University for 3 years providing services at Methodist Hospital, Roudebush VA Medical Center and Wishard Memorial Hospital. All three sites are located in the federally designated medically underserved areas.
- Letters of support from several prominent physicians in the Indianapolis area.

After discussion the Board moved to GRANT the waiver for the 10 year rule. The Board based their waiver on the above listed exceptional qualifications. The Board specified that this license is only for employment at IUSOM and all of its venues. The Board granted this license with the agreed arrangement that Dr. Motaganahalli will be employed at Indiana University Medical Center and all other IUSOM venues.

The Board also stated that the practice location arrangement is not intended, and should not be construed, as an adverse action or limitation or restriction to be disclosed to other licensing authorities, credentialing organizations or third parties. He has been approved for a full unrestricted license.

The Board also stated that should Dr. Motaganahalli wish to remove or modify the practice location arrangements, he may petition the Board for an appearance.

Holt/Huddleston, 5/0/1 with Dr. Barot abstaining
Motion carries

James Price, D.O. – Dr. Price appeared before the Board regarding positive responses on his initial application for licensure and was not represented by counsel.

Participating Board Members: Stephen Huddleston, J.D., Donald Vennekotter, M.D., Robert Allen, M.D., Thomas Akre, D.O., Navin Barot, M.D., Worthe Holt Jr., M.D.

Dr. Price voluntarily enrolled in the Kentucky Physicians Health Foundation. He was successfully discharged by Dr. Brady on June 13, 2002.

Candace Backer, ISMA Impaired Physician's Program was sworn in to testify for the applicant. Ms. Backer testified that she has reviewed Dr. Price's records and stated that a contract with ISMA is not necessary.

After discussion the Board moved to APPROVE Dr. Price for licensure.

Allen/Barot, 6/0/0
Motion carries

DISCUSSION

Participating Board Members: Stephen Huddleston, J.D., Donald Vennekotter, M.D., Robert Allen, M.D., Thomas Akre, D.O., Navin Barot, M.D., Worthe Holt Jr., M.D.

Presentation from the Florida Competency Advancement Program Re: Physician Assessment Program – Eileen Handberg, PhD., ARNP, BC appeared before the Board and gave a presentation on the Florida competency program.

There are five (5) other states that use the Florida competency program. It was started in 1996 at the request of the Florida Board of Medicine.

The program provides practitioner specific assessments of clinical knowledge, decision making processes, documentation, communication skills, psychological functioning.

The program is designed to assist organizations to make decisions regarding whether a practitioner demonstrates the abilities and attributes to practice in a safe and competent manner.

The Board thanked Ms. Handberg for her presentation and requested that she send the Board a copy of a redacted report that is completed when a physician attends their program.

Discussion with Allen County Commissioner Re: Office Based Procedures – Nelson Peters, Commissioner; Winn Rude, Fort Wayne Medical Society; Dr. Deborah McMann, Allen County Health Commissioner and Michael Rinebold, ISMA appeared before the Board for this discussion.

Mr. Peters informed the Board of their Proposed Ordinance concerning patient safety and the requirement for physicians to have hospital privileges in order to perform office based procedures. They indicated that several other counties were proposing similar ordinances and they would like the General Assembly to act on these issues. The Board thanked all the concerned parties and asked Mr. Rinebold to report back on any future meetings that he is involved in regarding this issue.

Federation of State Medical Boards Re: Request for delegates at annual meeting – The Board received a letter from the Federation indicating that it was time to nominate a member as a voting delegate for the annual meeting.

After discussion the Board moved to nominate Donald Vennekotter, M.D. as the Boards voting delegate. Dr. Vennekotter accepted the nomination.

Barot/Holt, 6/0/0

REVIEW OF INITIAL APPLICATIONS

Participating Board Members: Stephen Huddleston, J.D., Donald Vennekotter, M.D., Robert Allen, M.D., Thomas Akre, D.O., Navin Barot, M.D., Worthe Holt Jr., M.D.

The following applicants with positive responses withdrew their application for licensure:

Dinesh Shah, M.D.

Jan Arnett, M.D.

The Board reviewed the positive response information on the following applicants and approved them for issuance: Akre/Vennekotter, 6/0/0

Candice Addison, M.D.

Kunal Amin, M.D.

Robert Beyer, D.O.

David Breyer, M.D.

Timothy Braverman, M.D.

Sridhar Iyer, M.D.

Sinha Saket, M.D.

The Board reviewed the positive response information on the following applicants and requested that they personally appear before the Board: Holt/Allen, 6/0/0

Khaled Osman, D. O.

James March, M.D.

The Board moved to TABLE the application for Eric Mayer, M.D. for additional information. The Board specifically requests that Dr. Mayer have his school produce an affidavit concerning his transcripts. CONSENSUS

The Board reviewed and approved the following Physician Assistant Prescriptive Authority applications: Allen/Holt, 6/0/0

Participating Board Members: Stephen Huddleston, J.D., Donald Vennekotter, M.D., Robert Allen, M.D., Thomas Akre, D.O., Navin Barot, M.D., Worthe Holt Jr., M.D.

Jeanette Anderson, 10000408A

Donald Bostic, 10000954A

Joe Clinkenbeard, 10000235A

Amanda Frakes, 10001053A

Kathryn McLaughlin, 10000952A

Donna Nix-Oquendo, 10000751A

Holly Raimondi, 10000619A

Suzanne Reecer, 10000959A

Kimberly Smith, 10000921A

Lara Tate, 10001051A

Wendy Veeder, 10001052A

Danny Winn, 10000352A

OLD BUSINESS/NEW BUSINESS

Participating Board Members: Stephen Huddleston, J.D., Donald Vennekotter, M.D., Robert Allen, M.D., Thomas Akre, D.O., Navin Barot, M.D., Worthe Holt Jr., M.D.

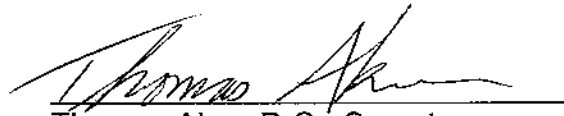
Public Hearing on Rules concerning Occupational Therapy Continued Competency: LSA Document #08-418: The Board held a public hearing for comments on the Occupational Therapy Continued Competency; LSA Document #08-418. Jeanette Roberts, Board Director for the Occupational Therapy Committee appeared in person to answer any questions or concerns the Board may have.

After discussion the Board moved to ADOPT the rule as revised.

Holt/Allen, 6/0/0
Motion carries

There being no further business the Board adjourned at 4:40 p.m.

Stephen Huddleston, J.D., President



Thomas Akre, D.O., Secretary